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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/922,261	08/03/2001	Donald C. Lo	10001-136-999

CONFIRMATION NO. 9437

FORMALITIES LETTER



OC00000007156952

 PENNIE & EDMONDS LLP
 1155 Avenue of the Americas
 New York, NY 10036-2711

Date Mailed: 12/05/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

*A copy of this notice **MUST** be returned with the reply.*

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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

02/07/2002 SDENB0B1 C0000071 161150 09922261

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Express Mail No.: EL 477 033 933 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: LO *et al.*

Serial No.: 09/922,261, Divisional of Serial
No. 09/461,697 which issued as U.S. Patent
No. 6,277,974 on August 21, 2001

Art Unit: 1653

Filed: August 3, 2001

Examiner: To be assigned

For: COMPOSITIONS AND METHODS FOR
DIAGNOSING AND TREATING
CONDITIONS, DISORDERS, OR
DISEASES INVOLVING CELL DEATH

Attorney Docket No: 10001-136-999

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF
NONPROVISIONAL APPLICATION**

Assistant Commissioner for Patents
BOX MISSING PARTS
Washington, DC 20231

Sir:

In response to a Notice to File Missing Parts of Nonprovisional Application ("Notice"), mailed December 5, 2001, in connection with the above-identified application, Applicants submit herewith: (1) a copy of Part 2 of the Notice; (2) a Declaration executed by the inventors Donald C. Lo, Shawn Barney, Mary Beth Thomas, Stuart Portbury, Kasturi Puranam and Lawrence Katz, as set forth in previous application serial no. 09/461,697 which issued as U.S. Patent No. 6,277,974 on August 21, 2001.

Pursuant to 37 C.F.R. §1.16(e), the surcharge required for filing of the Declaration is believed to be \$65.00. Please charge the required fee to Pennie & Edmonds LLP Deposit Account No. 16-1150, along with any deficiencies in fees due. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date January 31, 2002

By: Laurie S. Graham Reg. No. 49,020
Laura A. Coruzzi 30,742
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Enclosure